## UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

In re VEECO INSTRUMENTS, INC. 05-MD-1695 (CM) (GAY) SECURITIES LITIGATION DAVID ALTMAN, derivatively on behalf of VEECO INSTRUMENTS, INC., 05-CV-10225 (CM) (GAY) Plaintiff(s), VS. EDWARD H. BRAUN, et al., Defendant(s), AUGUST SCHUPP, III, derivatively on behalf of: VEECO INSTRUMENTS, INC., 05-CV-10226 (CM) (GAY) Plaintiff(s), VS. EDWARD H. BRAUN, et al., Defendant(s).

## NOTICE OF MOTION OF DERIVATIVE PLAINTIFFS' MOTION TO EXTEND DISCOVERY DEADLINE

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law and Declaration of Robert I. Harwood, dated January 3, 2007, the undersigned will move this Court, before the Honorable Colleen McMahon, United States Courthouse, New York, New York for an order extending the discovery deadline until April 30, 2007.

DATED: January 3, 2007 HARWOOD FEFFER LLP

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## /s/ Robert I. Harwood

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